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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION
15

16 THE CITY AND COUNTY OF SAN
FRANCISCO, CALIFORNIA and THE
17 PEOPLE OF THE STATE OF CALIFORNIA,
Acting by and through San Francisco City
18 Attorney DAVID CHIU,

19 Peoples,

20 v.

21 PURDUE PHARMA L.P., et al.

22 Defendants.
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Case No. 3:18-cv-07591-CRB

**STIPULATION AND ~~PROPOSED~~
ORDER REGARDING ARCOS AND
CERTAIN DATA SETS**

Honorable Charles R. Breyer

1 The parties jointly stipulate as follows regarding certain data sets:

2 **I. ARCOS Data**

3 1. The United States Drug Enforcement Administration (“DEA”) can and does
4 use Automated Records and Consolidated Orders System (“ARCOS Data”) to create
5 summary reports showing how many controlled substances were manufactured and
6 distributed throughout the United States.

7 2. Data from ARCOS has been available to DEA and other federal law-
8 enforcement officials since 1996.

9 3. The documents produced by the DEA related to the ARCOS Data reflecting
10 transactions in drug products containing one or more of fourteen drugs: buprenorphine,
11 codeine, dihydrocodeine, fentanyl, hydrocodone, hydromorphone, levorphanol,
12 meperidine, methadone, morphine, powdered opium, oxycodone, oxymorphone, and
13 tapentadol for the period of January 1, 2006 through December 31, 2014 (“Raw ARCOS
14 Data”) shall be deemed authentic and presumed admissible in this case for the purposes of
15 this litigation.

16 4. The nationwide Raw ARCOS Data was processed and produced by Dr. Craig
17 McCann from SLCG Economic Consulting, both to the Defendants in this litigation and in
18 the MDL generally, and to the general public via the SLCG website (“Processed ARCOS
19 Data”). This Processed ARCOS data shall also be deemed authentic and presumed
20 admissible in this case for the purposes of this litigation.

21 5. The Department of Justice and the Drug Enforcement Administration
22 maintain ARCOS Retail Drug Summary Reports. These reports are publicly available at
23 https://www.deadiversion.usdoj.gov/arcos/retail_drug_summary/, and shall be deemed authentic
24 and admissible in this case for the years 2000 to 2019.

25 **II. Transactional Data**

26 6. The distribution transactional data produced by Anda at
27 Anda_Opioid_CA_SF-Tx-Data-SF_0000001 and the distribution transactional data
28 produced by Walgreens at WAGCASF00000006 shall be deemed authentic and admissible

1 in this case.

2 7. The distribution transactional data produced by Anda at
3 Anda_Opioid_CA_SF-Tx-Data-SF_0000002 shall be deemed authentic. Anda does not
4 stipulate to the admissibility of this data.

5 8. The distribution transactional data produced by stayed defendants as detailed
6 in the chart below shall be deemed authentic:

Non-Stayed Defendant	Transactional Data Bates Range
Amerisource Bergen	ABDC-SF-FED00000001.xlsx to ABDC-SF-FED00000011.xlsx ABDC-SF-FED00001213.xlsx to ABDC-SF-FED00001280.xlsx ABDC-SF-FED00001292.xlsx to ABDC-SF-FED00001294.xlsx ABDC-SF-FED00001281.xlsx to ABDC-SF-FED00001288.xlsx
Cardinal Health	CAH_FEDSF_0000003 to CAH_FEDSF_0000025
McKesson	MCK-SF-00000001 to MCK-SF-00000005

21 9. The dispensing transactional data and associated notes data and hard copy
22 production produced by Walgreens in CT4, identified as WAGSFDATA00001.txt,
23 WAGSFDATA00002.txt, and WAGSFDATA00003.txt shall be deemed authentic and
24 admissible in this case.

25 **IV. IQVIA Data**

26 10. The IQVIA Xponent and PlanTrak data, Bates numbered
27 ALLERGAN_MDL_02485011, ALLERGAN_MDL_03281086, and
28 ALLERGAN_MDL_03320303 – ALLERGAN_MDL_033230311, shall be deemed

1 authentic and admissible in this case.

2 11. The CDC maintains the CDC WONDER Multiple Cause of Death. This data
3 is publicly available at <https://wonder.cdc.gov/mcd-icd10.html>, and shall be deemed authentic
4 and admissible in this case for the years 1999 to 2019.

5 **V. Census Data**

6 12. The U.S. Census Bureau's county population estimates, which are publicly
7 available at [https://www.census.gov/data/datasets/time-series/demo/popest/2010s-counties-](https://www.census.gov/data/datasets/time-series/demo/popest/2010s-counties-total.html)
8 [total.html; https://www.census.gov/data/datasets/time-series/demo/popest/intercensal-2000-2010-](https://www.census.gov/data/datasets/time-series/demo/popest/intercensal-2000-2010-counties.html)
9 [counties.html; and https://www.census.gov/data/tables/time-series/demo/popest/1990s-](https://www.census.gov/data/tables/time-series/demo/popest/1990s-county.html)
10 [county.html](https://www.census.gov/data/tables/time-series/demo/popest/1990s-county.html), shall be deemed authentic and admissible in this case.


11 13. The U.S. Census Bureau's cartographic boundary files (shapefiles), which are
12 publicly available at [https://www.census.gov/geographies/mapping-files/time-series/geo/carto-](https://www.census.gov/geographies/mapping-files/time-series/geo/cartoboundary-file.html)
13 [boundary-file.html](https://www.census.gov/geographies/mapping-files/time-series/geo/cartoboundary-file.html), shall be deemed authentic and admissible in this case.

14 15 **VI. Other HHS Data**

16 14. The California Department of Public Health maintains the California
17 Overdose Surveillance Dashboard, which is publicly available at
18 <https://skylab.cdph.ca.gov/ODdash/>. The California Dashboard and the County Dashboard
19 for San Francisco County shall be deemed authentic and admissible in this case for the
20 years 2006 to 2022.

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22 **SO ORDERED**

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25 Dated: March 1, 2022



26 The Honorable Charles R. Breyer